

UNITED STATES DISTRICT COURT  
WESTERN DISTRICT OF WASHINGTON  
AT SEATTLE

PHILIP B. HAUSKEN,

Plaintiff,

v.

VERN LA FRENIERE,

Defendant.

Case No. C13-0894-RSM

ORDER DISMISSING ACTION

The Court, having reviewed plaintiff's amended complaint, the Report and Recommendation of the Honorable Mary Alice Theiler, United States Magistrate Judge, and the remaining record, does hereby find and Order:

(1) The Court adopts the Report and Recommendation;

(2) This matter is DISMISSED, without prejudice, pursuant to 28 U.S.C. § 1915(e)(2)(B) for failure to state a claim upon which relief may be granted; and

(3) The Clerk is directed to send copies of this Order to plaintiff and to Judge Theiler.

DATED this 2<sup>nd</sup> day of October 2013.



RICARDO S. MARTINEZ  
UNITED STATES DISTRICT JUDGE